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Attorneys for Defendant and Cross-Complaint,
William Abend, and Petitioners and Plaintiffs,
William M. Abend and Marcia F. Abend

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

CITY OF OAKLAND, a municipal
corporation,

Plaintiff and Real Party in Interest,

vs.

WILLIAM ABEND, et al.,

Defendants.

No. C 07-02142 EMC

(Alameda County Superior Court Case Nos.
RG-06-289665 and RG-06-296229)

**STIPULATION AND JOINT REQUEST
TO CONTINUE THE FEBRUARY 27,
2008 CASE MANAGEMENT
CONFERENCE AND DEADLINE TO
FILE UPDATED JOINT CASE
MANAGEMENT STATEMENT;
[PROPOSED] ORDER**

[Civil Local Rule 6-2]

AND RELATED CROSS-ACTION.

WILLIAM M. ABEND AND MARCIA F.
ABEND,

Petitioners And Plaintiffs,

vs.

CITY OF OAKLAND, et al.,

Respondents And Defendants.

1
2 **STIPULATION AND JOINT REQUEST**

3 WHEREAS, pursuant to the Court's Case Management and Pretrial Order for Jury Trial
4 of August 23, 2007, and a first Stipulated Joint Request and Court Order Continuing the Case
5 Management Conference and Deadline to File Updated Joint Case Management Statement, a
6 Case Management Conference was set for February 27, 2008, at 2:30 p.m. before the Honorable
7 Magistrate Judge Chen in Courtroom C, 15th Floor, U.S. District Court, 450 Golden Gate
8 Avenue, San Francisco, California (the "CMC Order");

9 WHEREAS, the CMC Order further provides that the parties' updated joint case
10 management statement is due February 20, 2008; and

11 WHEREAS, the parties are have engaged in settlement discussions, are now finalizing
12 the terms of their proposed settlement agreement, and contemplate a complete dismissal of all
13 claims;

14 The parties to the above-entitled consolidated action hereby stipulate, by and through
15 their respective counsel, and jointly request that the case management conference currently
16 scheduled for February 27, 2008, be continued until March 26, 2008. The parties further
17 stipulate and jointly request that the deadline to file their joint updated case management
18 statement be continued from February 20, 2008, until March 19, 2008.

19
20 DATED: February 20, 2008

McMANIS FAULKNER & MORGAN

21 
22 COLLEEN DUFFY SMITH
CHRISTINE PEEK

23 Attorneys for Defendant and Cross-
24 Complainant, William Abend, and
Petitioners and Plaintiffs, William M. Abend
and Marcia F. Abend

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1 DATED: February 20, 2008

OFFICE OF THE CITY ATTORNEY

3 /s/ Carolyn Ortler (by her permission)

4 CHARLES E. VOSE

CAROLYN ORTLER

6 Attorneys for Plaintiff and Cross-
7 Defendant, City of Oakland, and
8 Respondents and Defendants, City of
9 Oakland, et al.

10 **ORDER**

11 PURSUANT TO STIPULATION, IT IS SO ORDERED.

12 DATED: February 22, 2008

13 UNITED STATES

